IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 3754 OF 2006

Mrs. Puja Vikram Aahuja and another .....Applicants

Versus

Mr. Vikram Janakraj Ahuja and another ... Respondents

Mr. Shashank Borade for the applicants.
Mrs. P.H. Kantharia, Additional Public Prosecutor, for the State.

CORAM: **H.S. BEDI, C.J.**

DATE: **NOVEMBER 24, 2006**.

P.C.

This is an application for cancellation of bail granted to respondent No.1 by this Court on 20th December, 2005 in Criminal Application No. 7550 of 2005. It is the admitted position that pursuant to the agreement between the parties, the ornaments constituting *streedhan* have been deposited with the police. The grievance of the applicants is that despite the assertion in the earlier proceedings about the ownership of the ornaments, the accused was still insisting in some other proceedings inter-se the parties that the aforesaid ornaments are not the *stredhan* of the complainant, and as such the anticipatory bail granted by this Court should be cancelled. To my mind, this by itself

would not constitute a reason for cancellation of anticipatory bail. Concededly the gold ornaments are presently in the possession of the Police and the Court will decide as to the ownership of those ornaments in due course on the submissions made by the parties. No case is made out by the applicants for cancellation of bail. This application is accordingly dismissed.

CHIEF JUSTICE